IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

CIVIL APPLICATION NO.791 of 2004.
AND
CIVIL APPLICATION NO.792 OF 2004
IN
FIRST APPEAL ST.NO.40188 OF 2000.

Office notes, office memoranda of Coram, appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's orders.

Shri A.N.Mulla for the Applicant.

CORAM : ABHAY S.OKA, J.

DATED : 2nd August, 2006.

P.C.:

1. The challenge in the First Appeal is to an award made in a claim petition under section 166 of the Motor Vehicle Act 1988. The Applicant/ Appellant is the person who is required to pay the amount of compensation in terms of the impugned award. I find that the Applicant has not complied with the mandatory requirement of proviso to subsection (1) of section 173 of Motor Vehicle Act 1988 by depositing the requisite amount in this Court.

2. The Applicant is directed to comply with the mandatory requirement of the statute by depositing the necessary amount in this Court

within a period of six weeks from today. If the compliance is not made, both the Applications will stand dismissed for want of prosecution without further reference to the Court.

Judge.